

\*E-Filed 1/4/16\*

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

RODNEY J. SMITH,

No. C 14-5062 RS (PR)

Petitioner,

**ORDER: REQUEST FOR FURTHER  
BRIEFING FROM RESPONDENT**

v.

JEFFREY BEARD,

Respondent.

Respondent moved to dismiss as unexhausted the present habeas petition. (Docket No. 4.) The Court granted the motion in part, denied it in part, and asked petitioner to respond to the order. (Docket No. 6.) Petitioner filed a response. (Docket No. 7.)

The Court asks respondent to respond to petitioner's filing. Any such response shall be filed on or before March 1, 2016. If respondent declines to respond, the Court will then issue an order based on the present filings.

**IT IS SO ORDERED.**

DATED: January 4, 2016

  
RICHARD SEEBORG  
United States District Judge